	Case 1:02-cv-05031-OWW-SMS Document 3:	1 Filed 07/11/05 Page 1 of 3
1 2	FULBRIGHT & JAWORSKI L.L.P. PETER H. MASON (Bar No. 71839) DOUGLAS W. STERN (Bar No. 82973)	
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6	Attorneys for Defendant BAYER CORPORATION	
7	BITTER COR ORITION	
8	UNITED STATES DI	STRICT COURT
9	EASTERN DISTRICT OF CALIFORNIA	
10		
11	ALVIN CARTER and SHERI CARTER,) Case No. CIV F-02-5031 OWW SMS
12	Plaintiffs,)) STIPULATION AND ORDER
13	VS.) FOR DISMISSAL
14 15	BAYER CORPORATION; K-MART CORPORATION; WAL-MART STORES, INC.; DOES 1-110,)))
16	Defendants.)
17		
18	IT IS HERERY STIPLII ATED by and	between the Plaintiffs ALVIN CARTER and
19	SHERI CARTER and Defendant BAYER CORPO	
20	dismissed in its entirety with prejudice as to Defend	
21	dismissed in its entirety with prejudice as to berend.	ant BATER CORTORATION.
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	Case 1:02-cv-05031-OWW-SMS	Document 31 Filed 07/11/05 Page 2 of 3
1		
2	DATED: March, 2005	LEVIN & HOFFMANN, L.L.P.
3		
4		By/s/ James E. Hoffmann
5		Robert S. Levin
6		Attorneys for Plaintiffs
7		
8	DATED: March, 2005	FRANKLIN D. AZAR & ASSOCIATES, P.C.
9		
10		
11		By/s/ Barry Dunn
12		Attorneys for Plaintiffs
13	DATED: March, 2005	FULBRIGHT & JAWORSKI L.L.P.
14		
15		To the state of th
16		By/s/ Adam P. Zaffos Attorneys for Defendant
17		Adam P. Zaffos Attorneys for Defendant
18		BAYER CORPORATION
19		
20		<u>ORDER</u>
21	IT IS SO ORDERED.	
22 23	July 8, 2005	/s/ OLIVER W. WANGER
23	DATED:	The Honorable Oliver W. Wanger
25		
26		
27		
28		
DOCUMENT PREPARED	2	
ON RECYCLED PAPER 30882980 STIPULATIO		JLATION AND ORDER FOR DISMISSAL

1	PROOF OF SERVICE
2	I, Mamie Page, declare:
3	I am a citizen of the United States and employed in Los Angeles County, California. I am
4	over the age of eighteen years and not a party to the within-entitled action. My business address
5	is 555 South Flower Street, 41 st Floor, Los Angeles, California 90071. On July 7, 2005, I filed
6	electronically the foregoing with the Clerk using the ECF system, and served a copy of the within
7 8	document: STIPULATION AND ORDER FOR DISMISSAL by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
9 10 11	by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.
12 13 14 15	James E. Hoffmann, Esq. Robert S. Levin, Esq. Levin & Hoffmann, L.L.P. 23901 Calabasas Road, Suite 2010 Calabasas, California 91302 Telephone: (818) 990-2370 Facsimile: (800) 572-9590 (Attorneys for Plaintiff) Franklin D. Azar, Esq. Franklin D. Azar & Associates, P.C. 14426 East Evans Avenue Aurora, CO 80014 Telephone: (303) 757-3300 Facsimile: (303) 759-5203 (Attorneys for Plaintiff)
16 17 18	I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
19	day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
20	motion of the party served, service is presumed invalid if postal cancellation date or postage
21	meter date is more than one day after date of deposit for mailing in affidavit.
22	I declare under penalty of perjury under the laws of the State of California that the above
23	is true and correct. Executed on July 7, 2005, at Los Angeles, California.
24	
25	Mamie Page
26	Manue Page
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